mage



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
Wells et al.	)	
	)	Art Unit: 1723
Serial No.: 09/482,653	)	
	)	Examiner: COOLEY, Charles
Filed: January 13, 2000	)	
	)	
For: AUTOMATIC MULTIPLE	)	•
DECANTING CENTRIFUGE AND		
CONTAINER THEREFOR		

## SUBMISSION OF DECLARATION AND POWER OF ATTORNEY

Hon. Commissioner for Patents Alexandria, Virginia 22313-1450

SIR:

Enclosed herewith are two declaration and power of attorney documents. Each has been executed by one of the inventors.

All necessary extensions of time are requested. Please charge any necessary fees and credit any excess to deposit account 50-1088.

Respectfully Submitted, CLARK & BRODY

Conrad J. Clark Reg. No. 30,340

Suite 600 1750 K Street NW Washington, DC 20006 202-835-1111 202-835-1755 (fax) February 10, 2004

IT AND TRADEMARK OFFICE
Art Unit: 1723
Examiner: COOLEY, Charles
·

## REISSUE DECLARATION AND POWER OF ATTORNEY

The undersigned applicants hereby declare as follows:

- 1. We believe the original patent to be partly inoperative or invalid by reason of our claiming less than we had the right to claim in the patent.
- 2. An error in the original patent was the failure to claim overlooked embodiments that provide treatment of physiological fluids in a centrifuge in such a manner that sterility of the fluids is maintained during treatment.
- 3. Every error in the patent that was corrected in the present reissue application and is not covered by the prior declaration submitted in this application arose without any deceptive intention on the part of the applicant.
- 4. We have reviewed and understand the contents of the specification, including the claims as amended by any amendment on January 7, 2004.
- 5. We believe ourselves to be the original, first and joint inventors of the subject matter claimed and for which a patent is sought.
- 6. We acknowledge the duty to disclose to the Office all information known to us to be material to patentability as defined in 37 CFR §1.56.

- 7. All statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001 and that such willful false statements may jeopardize the validity of the application, and patent issued thereon, or any patent to which this declaration is directed.
- 8. We hereby appoint Conrad J. Clark (Reg. No. 30, 340) and Christopher W. Brody (Reg. No. 33,613) as our attorneys to prosecute this application, with full powers of substitution. Please send all correspondence to:

Conrad J. Clark Clark & Brody Suite 600 1750 K Street NW Washington, DC 20006 202-835-1111 202-835-1755 (fax)

John R. Wells by: Lin A. Jakary, Executrix

Post Office Address: 551 Gravilla, La Jolla, California 92037

Residence: La Jolla, California

Citizenship: USA

Date: January 1/2004

Steven M. Gann

Post Office Address: 912 Delaware St. Huntington Beach, CA 92648

Residence: Huntington Beach, California

Citizenship: USA

Date: January \_\_\_, 2004

LEB 10 IN THE	
IN THE UNITED STATES PATE	NT AND TRADEMARK OFFICE
In re Application of:	)
	)
Wells et al.	)
•	) Art Unit: 1723
Serial No.: 09/482,653 (Reissue of 5,707,331)	)
	) Examiner: COOLEY, Charles
Filed: January 13, 2000	)
	)
For: AUTOMATIC MULTIPLE	)
<b>DECANTING CENTRIFUGE</b>	)
AND CONTAINER THEREFOR	)

## REISSUE DECLARATION AND POWER OF ATTORNEY

The undersigned applicants hereby declare as follows:

- 1. We believe the original patent to be partly inoperative or invalid by reason of our decrease to be believe production or any original production of the claim in the patent.

  C. MAS ACCURACIONES THE HOLD TO SITUATION OF COMPANY OF THE COMPANY O
- 2. An error in the original patent was the failure to claim overlooked embodiments with the critical and the control of the co

Carlot and the American State of the

- 3. Every error in the patent that was corrected in the present reissue application and is not covered by the prior declaration submitted in this application arose without any deceptive intention on the part of the applicant.
- 4. We have reviewed and understand the contents of the specification, including the claims as amended by any amendment on January 7, 2004.
- 5. We believe ourselves to be the original, first and joint inventors of the subject that have presented by the matter claimed and for which a patent is sought.

  The proof is the claimed and for which a patent is sought.
- 6. We acknowledge the duty to disclose to the Office all information known to us to specified to patentability as defined in 37 CFR §1.56.

7. All statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC §1001 and that such willful false statements may jeopardize the validity of the application, and patent issued thereon, or any patent to which this declaration is directed.

8. We hereby appoint Conrad J. Clark (Reg. No. 30, 340) and Christopher W. Brody (Reg. No. 33,613) as our attorneys to prosecute this application, with full powers of substitution. Please send all correspondence to:

Conrad J. Clark Clark & Brody Suite 600 1750 K Street NW Washington, DC 20006 202-835-1111 202-835-1755 (fax)

John R. Wells

by: Lin A. Jakary, Executrix

Post Office Address: 551 Gravilla, La Jolla, California 92037

Residence: La Jolla, California

Citizenship: USA Date: January \_\_\_, 2004

Steven M. Gann

Post Office Address: 912 Delaware St. Huntington Beach, CA 92648

Residence: Huntington Beach, California

Citizenship: USA

Date: <del>January \_\_, 2004</del>
FEBRUAR! 5, 2004